GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department – OP - Public Services - Disciplinary action against Sri E.Kumara Swamy, DR&T Assistant, (Retd.), Home Department – Imposition of Penalty of 5% cut in pension for a period of two years duly treating the period of Suspension as Not on duty – Orders – Issued.

HOME (OP) DEPARTMENT

G.O.RT.No. 1160 Dated: 21-12-2018

Read the following:-

1. From the Deputy Secretary to Government, Home Department Preliminary Enquiry Report dated 04.04.2017.
2. O.O.Ms.No.7, Home (OP) Department, dated.27.04.2017.
3. O.O.Ms.No.1, Home (OP) Department, dated.10.01.2018.
4. Memo No.10198/OP/A1/2017, Home (OP) Department, dated 22.02.2018.
5. Minutes of the Enquiry Officer, Deputy Secretary to Government, Home Department, dated 18.06.2018.
6. Government Memo No.10189/OP/A1/2017, dated 19.07.2018.
7. Explanation of Sri E.Kumara Swamy, DR &T Asst. (Retd), Home Department, dated 27.07.2018.
8. Government Memo No.10189/OP/A1/2017, dated 25.09.2018.
9. Explanation of Sri E.Kumara Swamy, DR &T Asst. (Retd), Home Department, dated 11.10.2018
10. Government Letter No.10189/OP/A1/2017, dated 19.11.2018.
11. From the Secretary, APPSC, Lr. No.789/DC&C/2018, dated 05.12.2018.

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ORDER:

In the reference 4th read above, departmental proceedings were initiated against Sri E.Kumara Swamy, DR&T Assistant, (Retd.), Home Department under Rule 20 of the APCS (CCA) Rules, 1991 for the following delinquency:

"Sri E.Kumara Swamy, DR&T Assistant, Home Department, while working as DR&T Assistant in Dispatch Section, had demanded and accepted bribe to hand over physically (by hand) 6 orders pertaining to Private Security Agencies' Licenses to the individuals concerned (deputed) instead of sending them through speed post which has been the practice in vogue in the Home Department.

One other licence which was given to him for dispatch has gone missing.

Thus, he committed grave misconduct and involved in corrupt activities, thereby violated Rule 3 of APCS (Conduct) Rules, 1964."

2. The Deputy Secretary to Government, Home Department, who was appointed as Enquiry Officer conducted the OE and furnished the minutes stating that the charge of demand and acceptance of money against the C.O is held not proved. However, the C.O. committed procedural lapse by handing over six licenses to two persons duly taking their signatures in the Register instead of sending them through speed post.

3. Government after examining the issue, provisionally decided to impose a penalty of 5% cut in pension for a period of two years duly treating the period of Suspension from 27.04.2017 to 09.01.2018 as "Not on Duty" against Sri E.Kumara Swamy, DR&T Assistant (Retd.), Home Department under Rule 9 (2)(a) of A.P. Revised Pension Rules, 1980. Accordingly, a show cause notice was issued to the Retired Employee vide reference 8th read above and he has submitted his explanation vide reference 9th read above.

4. Government have examined the same and decided to impose the penalty of 5% cut in pension for a period of two years duly treating the period of Suspension from 27.04.2017 to 09.01.2018 as "Not on Duty" against Sri E.Kumara Swamy, DR&T Assistant (Retd.), Home Department under Rule 9 of A.P. Revised Pension Rules, 1980. The matter was referred to the A.P. Public Service Commission for their concurrence in the matter. The A.P. Public Service Commission, in the letter 11th read above, have agreed with the proposal of the Government. A copy of the reference 11th read above is communicated to the individual concerned, as per Rule 23 of APCS (CC&A) Rules, 1991.

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5. Government after careful examination of the matter, hereby impose the penalty of 5% cut in pension for a period of two years duly treating the period of Suspension from 27.04.2017 to 09.01.2018 as "Not on Duty" against Sri E.Kumara Swamy, DR&T Assistant (Retd.), Home Department.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri E.Kumara Swamy, DR&T Assistant (Retd.), Home Department.
The Home (OP-Claims) Department.
Copy to:-
The Secretary, A.P. Public Service Commission, Hyderabad.
The Andhra Pradesh Vigilance Commission.
The Accountant General of Andhra Pradesh, Hyderabad.
The Director of Treasuries & Accounts, A.P.
Ibrahimpatnam, Vijayawada.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER